

*Honorable Barbara J. Rothstein*

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON AT TACOMA**

FREDERICK and ANNALESA THOMAS;  
and JO-HANNA READ, as Guardian ad  
Litem of E.T., a minor,

**Plaintiffs,**

V.

JASON CANNON; BRIAN MARKERT;  
RYAN MICENKO; MICHAEL WILEY;  
MICHAEL ZARO; CITY OF FIFE; CITY  
OF LAKEWOOD; and PIERCE COUNTY  
METRO SWAT TEAM,

#### Defendants.

Nos. 3:15-cv-05346-BJR  
3:16-cv-05392  
CONSOLIDATED CASES

J.15 S. 3359  
CONSOLIDATED C

## CONSOLIDATED CASES

NOTICE THAT JUDGMENT  
AGAINST CITY OF FIFE IS  
SUPERSEDED WITHOUT BOND

FREDERICK and ANNALESA THOMAS,  
as Co-Administrators of the Estate of  
Leonard Thomas, and its statutory  
beneficiaries,

**Plaintiffs,**

V.

BRIAN MARKERT; MICHAEL WILEY;  
NATHAN VANCE; MICHAEL ZARO;  
SCOTT GREEN; JEFF RACKLEY; CITY  
OF FIFE; CITY OF LAKEWOOD; PIERCE  
COUNTY METRO SWAT TEAM; and  
JOHN DOES 1 through 10,

**NOTICE THAT JUDGMENT IS SUPERSEDED  
WITHOUT BOND - 1**

SMITH GOODFRIEND, P.S.  
1619 8<sup>TH</sup> AVENUE NORTH  
SEATTLE, WASHINGTON 98109  
206 624-0974 FAX (206) 624-0809

Defendant/appellant the City of Fife hereby supersedes the judgment in favor of plaintiff E.T. and against the City of Fife, as amended, pending appeal, without bond, pursuant to RCW 4.96.050.

DATED this 24<sup>th</sup> day of January, 2018.

SMITH GOODFRIEND, P.S.

By: /s/Howard M. Goodfriend  
Howard M. Goodfriend, WSBA # 14355

By: /s/Catherine W. Smith  
Catherine W. Smith, WSBA # 9542

By: /s/Ian C. Cairns  
Ian C. Cairns, WSBA # 43210

## Attorneys for Defendants/Appellants

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**NOTICE THAT JUDGMENT IS SUPERSEDED  
WITHOUT BOND - 2**

SMITH GOODFRIEND, P.S.  
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SEATTLE, WASHINGTON 98109  
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CERTIFICATE OF SERVICE

I hereby certify that on January 24, 2018, I electronically filed the foregoing Notice that Judgment Against City of Fife is Superseded without Bond with the Clerk of the Court for the United States District Court, Western District of Washington using the CM/ECF system, which will send notification of such filing to all counsel of record.

**DATED** at Seattle, Washington this 24th day of January, 2018.

*s/ Peyush Soni*